

TENTATIVE RULINGS

CIVIL / FAMILY LAW CASE MANAGEMENT CALENDAR

For: 11/16/09 Monday Dept: 1A

(Posted 11/12/09)

Tentative Rulings are proposed as orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Any party objecting to the tentative ruling should promptly notify the opposing party of the substance of the objection with sufficient time to allow all parties, or their attorneys of record, to appear in person or by telephone at the scheduled hearing. Absent objection, the Court routinely adopts the tentative ruling as posted. Failures to appear, absent an order to appear, are deemed consent to the tentative ruling.

1. **1:00 PM** Case: CF8087 [M] WELLS FARGO CARD SERV v SANCHEZ
Type: COLLECTIONS Date Filed: 06/11/08
Priority Info: RULE 3.740
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

Related cases NOT on this calendar: PR6930 ,
PLNTFF: WELLS FARGO CARD SERVICES ATTY: CLARK LAW OFFICE, RORY W.
DEFNDT: SANCHEZ, GEORGE
Service Date/Type: 01/27/09 PER 00/00/00
RP/INT: ESTATE OF LAHOME MARIE GILL

Tentative Ruling: This matter awaits entry of judgment. The matter is continued for further case management, if judgment enters in the interim the following date will be vacated, Dept 1A at 1:00 PM on 3/15/10.

2. **1:00 PM** Case: CF8561 [M] LVNV FUNDING LLC v WORTH
Type: COLLECTIONS Date Filed: 04/10/09
Priority Info: RULE 3.740
Event: OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

PLNTFF: LVNV FUNDING LLC ASSIGNEE OF CAPI ATTY: BRACHFELD & ASSOCIATES
DEFNDT: WORTH, TAMMY E ATTY: IN PRO PER
Service Date/Type: 05/06/09 PER Answer Date: 05/26/09

Tentative Ruling: The case is At-Issue and is set for Trial in Dept. 2 approximately 120 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: ½ day court trial.

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3. 1:00 PM Case: CF8820 [M] US BANK NATIONAL ASSC v CHOUINARD
Type: COLLECTIONS Date Filed: 09/03/09
Priority Info: RULE 3.740
Event: CASE MANAGEMENT CONFERENCE-CIVIL
12/09/09 2:00 2 MOTION - JUDGMENT ON THE PLEADINGS

PLNTFF: US BANK NATIONAL ASSOCIATION ND ATTY: NELSON & KENNARD
DEFNDT: CHOUINARD, ANITA M ATTY: IN PRO PER
Service Date/Type: 09/09/09 PER Answer Date: 10/05/09

Tentative Ruling: The case is At-Issue and is set for Trial in Dept. 2 approximately 120 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: ½ day court trial.

4. 1:00 PM Case: CV30697 [S] KUIL v MEYER
Type: DAMAGES-NON TORT Date Filed: 06/16/04
Priority Info: 170.1 DM
Event: COURT'S MOTION TO DISMISS PER CRC 3.1385
170.1 DM

PLNTFF: KUIL, DALE ATTY: FOLEY, KENNETH M ESQ
PLNTFF: KUIL, EILEEN ATTY: FOLEY, KENNETH M ESQ
DEFNDT: LAWRENCE, MEL ATTY: MURPHY PEARSON BRADLEY & FEEN
Service Date/Type: 07/21/04 PER Answer Date: 10/20/04
DEF/XC: POKER FLAT PROPERTY OWNERS ASSOC ATTY: MURPHY PEARSON BRADLEY & FEEN
Service Date/Type: 07/21/04 PER Answer Date: 10/20/04
DF/X-D: MEYER, JOHN L. ATTY: FINKELSTEIN, LAW OFFICES OF D
Service Date/Type: 08/02/04 PER Answer Date: 08/31/04
ASSOC: HALLUM, KENNETH M. ESQ.
DF/X-D: MEYER, DOROTHY L. ATTY: FINKELSTEIN, LAW OFFICES OF D
Service Date/Type: 08/03/04 MAI Answer Date: 08/31/04
ASSOC: HALLUM, KENNETH M. ESQ.

Tentative Ruling: The matter was previously noticed and set for the court's motion to dismiss pursuant to Cal. Rules of Court 3.1385. No opposition to the motion has been filed and the matter is hereby ordered dismissed with prejudice.

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5. 1:00 PM Case: CV33262 [S] SHACKLEY/HASSELBRINK v ROLLERI LANDSCAPE
Type: PI/PD MOTOR VEHICLE Date Filed: 12/08/06
Event: TRIAL SETTING CONFERENCE
01/13/10 2:30 6 TRIAL READINESS CONFERENCE
01/14/10 8:30 6 JURY TRIAL - CIVIL
JUDGE NOT YET ASSIGNED

PLNTFF: SHACKLEY, RICKY DEAN ATTY: LESTER LAW OFFICES, RICHARD M
PLNTFF: HASSELBRINK, SHIRLEY ATTY: LESTER LAW OFFICES, RICHARD M
DEF/XC: ROLLERI LANDSCAPE PRODUCTS ATTY: CABRAL, TED M. ESQ
Service Date/Type: 03/22/07 PER Answer Date: 04/13/07
X-DEFT COUNTY OF CALAVERAS ATTY: BARKETT & GUMPERT
Service Date/Type: 11/29/07 PER Answer Date: 01/04/08
X-DEFT SHACKLEY, RICKY DEAN ATTY: MACMORRIS & CARBONE

Tentative Ruling: The case is reset for Trial in Dept. 6 on 1/28/10 and Trial Confirmation Conference in Dept. 3 on 1/25/10. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 5 day jury trial.

6. 1:00 PM Case: CV33470 [S] GATSCHET v FORD
Type: PREMISES LIABILITY Date Filed: 02/23/07
Event: COURT'S MOTION TO DISMISS PER 3.1385

XD/XC FORD, KEN ATTY: FOTOUHI EPPS HILLGER & GILROY
Service Date/Type: 04/10/07 Answer Date: 05/16/07
DBA: KEN D. FORD CONSTRUCTION

XD/XC MARTIN, MARCIA ATTY: WHITE, BLAIR M. ESQ
Service Date/Type: 07/14/08 SUB Answer Date: 05/13/09
DBA: R & A CONSTRUCTION

D/XD/XC JOHNSTON, RANDY ATTY: WHITE, BLAIR M. ESQ
Service Date/Type: 07/09/08 PER Answer Date: 05/13/09
DBA: R & A CONSTRUCTION

X-DEFT STOCKTON TRUSS INC
X-DEFT MID VALLEY TRUSS INC
X-DEFT LANDMARK (STOCKTON) TRUSS INC

Tentative Ruling: The matter was previously noticed and set for the court's motion to dismiss pursuant to Cal. Rules of Court 3.1385. No opposition to the motion has been filed and the matter is hereby ordered dismissed with prejudice.

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7. 1:00 PM Case: CV33827 [S] RITE OF PASSAGE v THORNTON
Type: REAL PROPERTY Date Filed: 06/21/07
At-Issue Date: 00/00/00 Trial: 01/28/10 JURY TRIAL - LONG CAUSE
Event: TRIAL SETTING CONFERENCE
11/20/09 1:00 1A MANDATORY SETTLEMENT CONFERENCE-CIVIL
GRANT BARRETT, JUDGE PRO TEM
12/31/09 0:00 1 TICKLER RE: JURY FEES DUE 01-04-10
01/27/10 2:30 6 READINESS CONFERENCE/MOTIONS IN LIMINE
01/28/10 8:30 6 JURY TRIAL - CIVIL

PLNTFF: RITE OF PASSAGE ATHLETIC TRAINING ATTY: PEMBERTON, TIMOTHY W. ESQ
DEFNDT: THORNTON, ROSS L ATTY: MACOMBER, MICHAEL D. ESQ
Service Date/Type: 06/28/07 PER Answer Date: 07/30/07
DEFNDT: THORNTON, CHERILL A ATTY: MACOMBER, MICHAEL D. ESQ
Service Date/Type: 00/00/00 Answer Date: 07/30/07

Tentative Ruling: The Settlement Conference Remains as previously set. The case is reset for Trial in Dept. 1 on 1/27/10 and Trial Confirmation Conference in Dept. 1 on 1/26/10. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 5 day jury trial.

8. 1:00 PM Case: CV33946 [S] HANSEN v MARK TWAIN ST JOSEPH
Type: MALPRACTICE - MEDICAL/DENTAL Date Filed: 08/03/07
Event: TRIAL SETTING CONFERENCE
12/11/09 0:00 1 TICKLER RE: JURY FEES DUE 12-14-09
JURY DEMAND BY PLAINTIFF
01/13/10 2:30 6 TRIAL READINESS CONFERENCE AND JURY
INSTRUCTIONS
JURY DEMAND BY PLAINTIFF
01/14/10 8:30 6 JURY TRIAL - CIVIL
JURY DEMAND BY PLAINTIFF
JUDGE NOT YET ASSIGNED
03/15/10 1:00 1A FURTHER CASE MANAGEMENT CONF RE
BIFURCATED ISSUE

PLNTFF: HANSEN, LINDA ATTY: BRAYTON PURCELL LLP
DEFNDT: MARK TWAIN ST JOSEPH'S HOSPITAL ATTY: LOW MCKINLEY BALERIA WEBER &
Service Date/Type: 08/28/07 PER Answer Date: 12/13/07
DEFNDT: EASTMAN, MARK E. D.O. ATTY: ZARO SILLIS & RAMAZZINI LLP
Service Date/Type: 01/14/08 PER Answer Date: 06/11/08

Tentative Ruling: The Settlement Conference Remains as previously set. The case is reset for Trial in Dept. 1 on 1/13/10 and Trial Confirmation Conference in Dept. 1 on 1/12/10. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 7 day jury trial.

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9. 1:00 PM Case: CV34043 [S] NORTH AMERICAN v WEST COAST INDUSTRIAL
Type: COMPLEX LITIGATION-RULES OF CT Date Filed: 09/07/07
Event: TRIAL SETTING - CIVIL

PLNTFF: NORTH AMERICAN CAPACITY INSURANCE ATTY: BOORNAZIAN JENSEN & GARTHE
INTVNR: LEXINGTON INSURANCE COMPANY ATTY: BRANSON BRINKOP GRIFFITH & ST
DEFNDT: MCANDREWS, GARY W.
Service Date/Type: 01/18/08 PER 00/00/00
DBA: DIAMOND LATH AND PLASTER
DEF/XC: DAVID DOLIN ROOFING INC ATTY: JAMPOL ZIMET SKANE & WILCOX L
Service Date/Type: 10/01/07 SUB Answer Date: 11/02/07
DF/X-D: B&G MECHANICAL INC
Service Date/Type: 11/16/07 PER 00/00/00
DF/X-D: RON ESQUIVEL CONCRETE ATTY: EMERSON COREY SORENSEN CHURCH
Service Date/Type: 09/26/07 PER Answer Date: 11/20/07
DF/X-D: UNLIMITED CONSTRUCTION AND BUILDI ATTY: IN PRO PER
Service Date/Type: 09/28/07 PER Answer Date: 06/16/08
D/XD/XC WEST COAST INDUSTRIAL FLOORING IN ATTY: BURNS LAW OFFICE, THOMAS J.
Service Date/Type: 09/28/07 SUB Answer Date: 12/11/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 10 day jury trial.

10. 1:00 PM Case: CV34051 [S] BYERS v BULLER
Type: REAL PROPERTY Date Filed: 09/11/07
Event: FURTHER CASE MANAGEMENT CONF-CIVIL
Event: CONT'D OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

PLNTFF: BYERS, KRISTINA ATTY: IN PRO PER
DEFNDT: BULLER, DALE
DEFNDT: BULLER, DOLERES

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear. Failure to appear will result in dismissal of the case.

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11. 1:00 PM Case: CV34320 [S] GOETSCH v WILSON, ETAL
Type: DAMAGES-NON TORT Date Filed: 12/26/07
Priority Info: LEAD FILE WITH CF7868
Event: TRIAL SETTING CONFERENCE
01/08/10 1:00 1A MANDATORY SETTLEMENT CONFERENCE-CIVIL
GRANT BARRETT, JUDGE PRO TEM
02/10/10 2:30 6 READINESS CONFERENCE/MOTIONS IN LIMINE
02/11/10 8:30 6 JURY TRIAL - CIVIL

Related cases NOT on this calendar: CF7868 ,
PLNTFF: GOETSCH, HALEY MELISSA ATTY: IN PRO PER
PLNTFF: CALAVERAS CO OFFICE OF EDUCATION ATTY: MULLEN & FILIPPI
DEFNDT: WILSON, STEVEN ARRON ATTY: MAYALL HURLEY KNUTSEN SMITH &
Service Date/Type: 00/00/00 Answer Date: 04/10/08
DEFNDT: GREGORY, DONLEN ATTY: MAYALL HURLEY KNUTSEN SMITH &
Service Date/Type: 03/12/08 SUB Answer Date: 04/10/08
DEFNDT: DONLEN, GREGORY ATTY: MAYALL HURLEY KNUTSEN SMITH &
DEFNDT: DONLEN LANDSCAPING ATTY: MAYALL HURLEY KNUTSEN SMITH &

Tentative Ruling: The previously set trial and settlement conference dates are vacated and the case is reset for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 5 day jury trial.

12. 1:00 PM Case: CV34356 [S] TRINKLER v BIANCHINA
Type: SPECIFIC PERFORMANCE Date Filed: 01/11/08
Event: FURTHER CASE MANAGEMENT CONFERENCE
11/17/09 10:00 1 DEF STAFFORD'S MOTION TO STRIKE PORTIONS
OF COMPLAINT

PLNTFF: TRINKLER, WENDEL K. JR. ATTY: ZUMWALT LAW FIRM APC
PLNTFF: TRINKLER, HEIDE ATTY: ZUMWALT LAW FIRM APC
DEFNDT: CALIFORNIA PROPERTIES ATTY: CARLSON LAW GROUP
Service Date/Type: 09/11/09 PER 00/00/00
DEFNDT: STANLEY, GEORGE
DEFNDT: STAFFORD, AARON ATTY: CARLSON LAW GROUP
Service Date/Type: 09/11/09 PER 00/00/00
DEFNDT: STEPPS, DENISE
DEF/XC: BIANCHINA, RICK ATTY: COOPER WHITE & COOPER
Service Date/Type: 02/10/08 SUB Answer Date: 10/14/09
DEF/XC: BIANCHINA, DEBRA ATTY: COOPER WHITE & COOPER
Service Date/Type: 02/10/08 SUB Answer Date: 10/14/09
X-DEFT STOKES, BONNIE

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 2/22/10.

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13. 1:00 PM Case: CV34605 [S] ORMAN v ULLOA, ETAL
Type: DAMAGES-NON TORT Date Filed: 04/15/08
Event: TRIAL SETTING - CIVIL

PLNTFF: ORMAN, RONALD B. ATTY: FOLEY LAW OFFICES, KENNETH M.
PLNTFF: ORMAN, NATALIE J. ATTY: FOLEY LAW OFFICES, KENNETH M.
DEFNDT: ULLOA, JOSE L. ATTY: HAKEEM ELLIS & MARENGO
Service Date/Type: 04/25/08 SUB Answer Date: 07/23/08

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 4 day jury trial.

14. 1:00 PM Case: CV34770 [S] LOFING v NAVE/CCWD
Type: PI/PD MOTOR VEHICLE Date Filed: 06/09/08
Event: TRIAL SETTING CONFERENCE

PLNTFF: LOFING, LELAH ATTY: STAWICKI & MAPLES
DEFNDT: NAVE, JUSTIN S ATTY: GREENFIELD HARDY
Service Date/Type: 07/15/08 PER Answer Date: 09/11/08
DEFNDT: CALAVERAS COUNTY WATER DISTRICT ATTY: GREENFIELD HARDY
Service Date/Type: 06/16/08 PER Answer Date: 09/11/08

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 4 day jury trial.

15. 1:00 PM Case: CV34963 [S] LEONARDI TOSO v ANDERSON
Type: REAL PROPERTY Date Filed: 08/05/08
Event: FURTHER CASE MGMT CONF AND TRIA SETTING

PLNTFF: TOSO, ALDO D. LEONARDI ATTY: SMALL, MICHAEL D ESQ
PLNTFF: LEONARDI, MEREDITH J ATTY: SMALL, MICHAEL D ESQ
DEFNDT: ANDERSON, STUART A ATTY: BECHELLI, LAW OFFICES
Service Date/Type: 08/05/08 PER Answer Date: 09/04/08

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 3 day court trial.

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16. 1:00 PM Case: CV35028 [S] LAWSON v MARK TWAIN UNION
Type: EMINENT DOMAIN Date Filed: 08/28/08
Event: TRIAL SETTING CONFERENCE

12/04/09 1:00 1A MANDATORY SETTLEMENT CONFERENCE-CIVIL
GRANT V. BARRETT, JUDGE PRO TEM
12/18/09 0:00 1 TICKLER RE: JURY FEES DUE 12-21-09
JURY DEMAND BY PLAINTIFFS
01/27/10 2:30 6 TRIAL READINESS CONFERENCE
JURY DEMAND BY PLAINTIFFS
01/28/10 8:30 6 JURY TRIAL - CIVIL
JURY DEMAND BY PLAINTIFFS

PLNTFF: LAWSON, DANIEL ATTY: FOLEY LAW OFFICES, KENNETH M.
PLNTFF: LAWSON, SHEILA ATTY: FOLEY LAW OFFICES, KENNETH M.
PLNTFF: ROGERS, JAMES ATTY: FOLEY LAW OFFICES, KENNETH M.
PLNTFF: ROGERS, STEPHANI ATTY: FOLEY LAW OFFICES, KENNETH M.
DEFNDT: MARK TWAIN UNION ELEMENTARY SCHOO ATTY: STUBBS & LEONE
Service Date/Type: 09/03/08 PER Answer Date: 10/06/08

Tentative Ruling: The Settlement Conference Remains as previously set. The case is reset for Trial in Dept. 1 on 1/27/10 and Trial Confirmation Conference in Dept. 1 on 1/26/10. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 7 day jury trial.

17. 1:00 PM Case: CV35031 [S] CRV ENTERPRISES v GATES
Type: BREACH OF CONTRACT Date Filed: 08/29/08
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLNTFF: CRV ENTERPRISES INC ATTY: MULLEN SULLIVAN & NEWTON
PLNTFF: VALLEY SPRINGS GOLD CREEK INC ATTY: MULLEN SULLIVAN & NEWTON
DEFNDT: DROGO DEVELOPMENT INC ATTY: DAVENPORT, GREGORY R ESQ
Service Date/Type: 01/20/09 PUB Answer Date: 05/22/09
DEFNDT: DROGO, SAMUEL ATTY: DAVENPORT, GREGORY R ESQ
Service Date/Type: 01/20/09 PUB Answer Date: 05/22/09
AKA: DROGO, SAM
DEFNDT: WESTERN WOOD FABRICATORS ATTY: MENEKSHE CARDWELL & RUIZ
Service Date/Type: 10/14/08 SUB Answer Date: 12/02/08
DEF/XC: GATES, JAMES ALLEN ATTY: DIEPENBROCK & COTTER
Service Date/Type: 11/13/08 PER Answer Date: 01/14/09
AKA: GATES, JAMES
DBA: JAG CONSTRUCTION
X-DEFT MCCLURE, RYAN V.
Service Date/Type: 10/07/09 PER 00/00/00
X-DEFT RYAN MCCLURE EXCAVATION INC.

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 7 day jury trial.

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18. 1:00 PM Case: CV35090 [S] KIGER v SIERRA PACIFIC IND
Type: PI/PD MOTOR VEHICLE Date Filed: 09/24/08
Event: TRIAL SETTING CONFERENCE

12/04/09 2:00 1A MANDATORY SETTLEMENT CONFERENCE-CIVIL
GRANT V. BARRETT, JUDGE PRO TEM
12/18/09 0:00 1 TICKLER RE: JURY FEES DUE ON 01-04-2010
JURY DEMAND BY PLAINTIFFS
(TICKLER SET EARLY DUE TO HOLIDAYS)
01/27/10 2:30 6 TRIAL READINESS CONFERENCE/IN LIMINE
MOTIONS
JURY DEMAND BY PLAINTIFFS
01/28/10 8:30 6 JURY TRIAL - CIVIL
JURY DEMAND BY PLAINTIFFS

PLNTFF: KIGER, DOMINIC ATTY: THIEL, MARK A. ESQ
PLNTFF: KIGER, ALICIA ATTY: THIEL, MARK A. ESQ
DEFNDT: SIERRA PACIFIC INDUSTRIES INC ATTY: DUN & MARTINEK LLP
Service Date/Type: 01/29/09 SUB Answer Date: 01/28/09
DEFNDT: MORROW, WILLIS EARL ATTY: DUN & MARTINEK LLP
Service Date/Type: 02/05/09 SUB Answer Date: 01/28/09

Tentative Ruling: The Settlement Conference Remains as previously set. The case is reset for Trial in Dept. 1 on 1/27/10 and Trial Confirmation Conference in Dept. 1 on 1/26/10. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 6 day jury trial.

19. 1:00 PM Case: CV35261 [S] MCMIHELK v AMERICAN HOME MORT
Type: FORECLOSURE Date Filed: 11/25/08
Event: FURTHER CASE MANAGEMENT CONF-CIVIL
Event: CONT'D OSC RE: FILING COMPLIANCE

VACATE IF ALL POS/ANSWERS ARE FILED

11/24/09 10:00 1 DEFT HSBC BANK'S MOTION TO COMPEL AND
DEEMED ADMISSIONS

Related cases NOT on this calendar: CF8283 ,
PLNTFF: MCMIHELK, DALE ATTY: IN PRO PER
PLNTFF: MCMIHELK, DENA ATTY: IN PRO PER
DEFNDT: AMERICAN HOME MORTGAGE SERVICING
Service Date/Type: 07/24/09 PER 00/00/00
DEFNDT: OPTION ONE MORTGAGE CORPORATION
Service Date/Type: 07/24/09 PER 00/00/00
DEFNDT: FINANCIAL TITLE COMPANY
DEFNDT: FIDELITY NATIONAL TITLE COMPANY ATTY: FIDELITY NATIONAL TITLE COMPA
Service Date/Type: 07/24/09 PER 00/00/00
DEFNDT: HSBC BANK USA NATIONAL ASSOCIATIO ATTY: SEVERSON & WERSON
Service Date/Type: 12/26/08 PER Answer Date: 02/09/09
DEFNDT: SG MORTGAGE SECURITIES TRUST 2006

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 3/15/10.

20. 1:00 PM Case: CV35424 [S] BROWN v THOMPSON
Type: MALPRACTICE - MEDICAL/DENTAL Date Filed: 01/29/09
Event: TRIAL SETTING CONFERENCE

PLNTFF: BROWN, RONALD DR ATTY: SALAZAR, ANTHONY T. ESQ
DEFNDT: THOMPSON, RYAN DR ATTY: LAFOLLETTE JOHNSON DEHAAS FES
Service Date/Type: 04/02/09 SUB Answer Date: 05/01/09
DEFNDT: MARK TWAIN ST. JOSEPH'S HOSPITAL ATTY: LOW MCKINLEY BALERIA WEBER &
Service Date/Type: 04/01/09 PER Answer Date: 05/01/09

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 10 day jury trial.

21. 1:00 PM Case: CV35546 [S] GRIGGS v PERRY
Type: PI-NON MOTOR VEHICLE Date Filed: 03/12/09
Event: FURTHER CASE MANAGEMENT CONF-CIVIL
Event: CONT'D OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

PLNTFF: GRIGGS, NICHOLAS ATTY: DREYER BABICH BUCCOLA CALLAHA
PLNTFF: GRIGGS, KATHRYN ATTY: DREYER BABICH BUCCOLA CALLAHA
DEFNDT: PERRY, C BRANDON
DEFNDT: HATLER, MELVIN
DEFNDT: THE HATLER FAMILY TRUST

Tentative Ruling: It appears plaintiffs have filed for bankruptcy protection. The bankruptcy petition front page with filing stamp is ordered filed with this court. The matter is continued for further case management in Dept. 1A at 1:00PM on 3/15/10.

22. 1:00 PM Case: CV35547 [S] FOLEY v COUNTY OF CALAVERAS
Type: WRIT OF MANDATE Date Filed: 03/12/09
Priority Info: 170.3 JEM/DVM
Event: CASE MANAGEMENT CONF-CIVIL
170.3 JEM/DVM

PLNTFF: FOLEY, KENNETH M ATTY: FOLEY LAW OFFICES, KENNETH M.
DEFNDT: COUNTY OF CALAVERAS
DEFNDT: BEHAVIORAL HEALTH DEPARTMENT
DEFNDT: DAVID SACKMAN, DIRECTOR

Tentative Ruling: The petitioner has not filed a proper Proof of Service as to all named respondents. There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear. Failure to appear will result in dismissal of the petition without prejudice.

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23. 1:00 PM Case: CV35578 [S] SAPPHIRE CREEK LLC v HORIZON HOMES INC
Type: BREACH OF CONTRACT Date Filed: 03/23/09
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLF/XD: SAPPHIRE CREEK LLC ATTY: HARRIS PERISHO & WOODSON
Service Date/Type: 00/00/00 Answer Date: 05/29/09
DEFNDT: AMERICAN CONTRACTORS INDEMNITY CO ATTY: LANAK & HANNA PC
Service Date/Type: 04/28/09 PER Answer Date: 06/03/09
FKA: SURETY COMPANY OF THE PACIFIC
DEF/XC: HORIZON HOMES INC ATTY: LAMB AND MICHAEL
Service Date/Type: 04/15/09 PER Answer Date: 05/15/09
DF/X-D: BAILEY, MITCHELL ATTY: LAMB AND MICHAEL
Service Date/Type: 04/15/09 PER Answer Date: 05/15/09
X-DEFT KAUTZ, JOHN F ATTY: HARRIS PERISHO & WOODSON
Service Date/Type: 00/00/00 Answer Date: 05/29/09

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 1A at 1:00 PM on 4/19/10.

24. 1:00 PM Case: CV35594 [S] FINANCIAL PACIFIC v FORD
Type: DECLARATORY RELIEF Date Filed: 04/01/09
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLNTFF: FINANCIAL PACIFIC INSURANCE COMPA ATTY: ARCHER NORRIS LAW CORPORATION
DEFNDT: FORD, KEN
Service Date/Type: 07/06/09 PER 00/00/00
DBA: KEN D FORD GENERAL CONTRACTOR

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 2/22/10.

25. 1:00 PM Case: CV35693 [S] OLD WEST HEATING v LANGE
Type: BREACH OF CONTRACT Date Filed: 05/06/09
Event: CASE MANAGEMENT CONFERENCE-CIVIL
11/17/09 10:00 1 DEMURRER OF JAY LANGE TO FIRST AMENDED
COMPLAINT

PLNTFF: OLD WEST HEATING AIR & ELECTRIC ATTY: IN PRO PER
OWNER: FRENCH, JOHNNY
DEFNDT: LANGE, JAY ATTY: CHAVEZ-OCHOA LAW OFFICES INC.

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 2/22/10.

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26. 1:00 PM Case: CV35801 [S] LANGE v FRENCH
Type: REAL PROPERTY Date Filed: 06/12/09
Event: PETITIONER'S MOTION-RELEASE OF MECHANICS
LIEN - TO BE HEARD WITH CV35693

PETNR: LANGE, JAY ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
RESP: FRENCH, JOHNNY
DBA: OLD WEST HEATING & AIR CON ELE

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 2/22/10.

27. 1:00 PM Case: CV35843 [S] U.S. BANK v HARRIS
Type: BREACH OF CONTRACT Date Filed: 06/24/09
Event: CASE MANAGEMENT CONFERENCE-CIVIL
Event: OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

PLNTFF: U.S. BANK ATTY: ASSAYAG * MAUSS
DEFNDT: HARRIS, JASON J
DEFNDT: HARRIS, JACKIE L

Tentative Ruling: It appears defendant(s) has filed for bankruptcy protection. The bankruptcy petition front page with filing stamp is ordered filed with this court. The matter is continued for further case management in Dept. 1A at 1:00PM on 5/17/10.

28. 1:00 PM Case: CV35944 [S] FITT v HATTERLE
Type: PREMISES LIABILITY Date Filed: 08/07/09
Event: OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED
01/04/10 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: FITT, MARLENE ATTY: REEVE, BOB ESQ
DEFNDT: HATTERLE, MARTY
DEFNDT: HATTERLE, DOROTHY

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

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29. **1:30 PM** Case: CV34098 [S] GARRY v GARRY
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 09/26/07
Event: FURTHER CASE MANAGEMENT CONFERENCE RE
REMAINING ISSUES

Related cases NOT on this calendar: C13219 ,
PETNR: GARRY, STEPHANIE ATTY: CALDERWOOD, BRUCE G ESQ
MINOR: GARRY MINOR P.D.: KEENE (P.D.), PATRICK M ESQ
RESP: GARRY, TIMOTHY ATTY: YANKOVSKY, KRISTINE ESQ
Service Date/Type: 00/00/00 Answer Date: 10/29/07
CLAMNT: ST JOSEPHS RETIRE SALARY SAVINGS

Tentative Ruling: This matter may be concluded by filing a Marital Settlement Agreement ("MSA") signed by the parties attached to the Judgment (FL-180). After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 3/15/10.

30. **1:30 PM** Case: CV34413 [S] GREENFIELD v GREENFIELD
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 02/13/08
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: GREENFIELD, TONYA R. ATTY: IN PRO PER
RESP: GREENFIELD, DAVID L. ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 03/14/08

Tentative Ruling: The parties are not divorced. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Thereafter, Petitioner and Respondent are ordered to serve and file Final Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 5/17/10.

31. **1:30 PM** Case: CV34724 [S] CANEPA SR v CANEPA
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 05/22/08
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: CANEPA, CRAIG J. SR. ATTY: CALDERWOOD, BRUCE G ESQ
RESP: CANEPA, LORI R

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until Proof of Service is filed. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 5/17/10.

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32. 1:30 PM Case: CV34771 [S] EARL v EARL
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 06/10/08
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: EARL, JASON R ATTY: SALAZAR, ANTHONY T. ESQ
RESP: EARL, SHERRIE LYNN ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 09/19/08

Tentative Ruling: This matter may be concluded by filing a Marital Settlement Agreement ("MSA") signed by the parties attached to the Judgment (FL-180). After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 3/15/10.

33. 1:30 PM Case: CV34791 [S] BIANCO v BIANCO
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 06/18/08
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: BIANCO, KAMA ATTY: IN PRO PER
RESP: BIANCO, MARK
Service Date/Type: 12/07/08 PST 00/00/00

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 1:30 PM on 3/15/10.

34. 1:30 PM Case: CV35106 [S] STRINGHAM v STRINGHAM
Type: LEGAL SEPARATION WITHOUT MINOR Date Filed: 09/26/08
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: STRINGHAM, MARIANA ATTY: WOOD, DARLENE D ESQ
RESP: STRINGHAM, JACK ATTY: FOX LAW OFFICES, CATHERINE A.
Service Date/Type: 10/28/08 PER Answer Date: 05/18/09

Tentative Ruling: The matter is set for Settlement and Trial Setting Conference (See Local Rule 5.9(b)) with Settlement Conference Statements due 5 court days prior to hearing at 2:30 PM in Dept. 1A on 2/22/10.

35. 1:30 PM Case: CV35209 [S] EASTWOOD v EASTWOOD
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 11/03/08
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: EASTWOOD, MICHELE L ATTY: IN PRO PER
J/PRTY: COUNTY OF CALAVERAS D.A.: CENTRAL SIERRA CHILD SUPPORT
MINOR: EASTWOOD MINORS P.D.: KEENE (P.D.), PATRICK M ESQ
RESP: EASTWOOD, DAVID ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 01/26/09

Tentative Ruling: Petitioner is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 2/22/10.

36. 1:30 PM Case: CV35300 [S] INOCENCIO v INOCENCIO
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 12/08/08
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV31596 , C13812 , F4510 ,
PETNR: INOCENCIO, CAMILLE C ATTY: IN PRO PER
RESP: INOCENCIO, LUIS D ATTY: IN PRO PER
Service Date/Type: 12/09/08 PER Answer Date: 01/21/09

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Thereafter, Petitioner and Respondent are ordered to serve and file Final Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 2/22/10.

37. 1:30 PM Case: CV35371 [S] ALCON v ALCON
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 01/12/09
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV32411 ,
PETNR: ALCON, ROXANNE ATTY: IN PRO PER
RESP: ALCON, MATTHEW AARON F-67444 ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 03/20/09

Tentative Ruling: Petitioner and Respondent are ordered to serve and file Preliminary Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 2/22/10.

38. 1:30 PM Case: CV35383 [S] CARRERA v TALLMAN
Type: ESTABLISH PARENTAL RELATION Date Filed: 01/15/09
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV35055 ,
PETNR: CARRERA, MARIA ATTY: BRADSHAW, JANET L. ESQ
RESP: TALLMAN, KEVIN
Service Date/Type: 01/25/09 PER 00/00/00

Tentative Ruling: If a final Judgment (FL-240/250) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 3/15/10.

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39. 1:30 PM Case: CV35534 [S] REGUSCI JR v REGUSCI
Type: LEGAL SEPARATION WITHOUT MINOR Date Filed: 03/09/09
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: REGUSCI, ANGELO J. JR. ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
RESP: REGUSCI, CASSANDRA
Service Date/Type: 03/11/09 PER 00/00/00

Tentative Ruling: If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 2/22/10.

40. 1:30 PM Case: CV35610 [S] PETERSON v PETERSON
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 04/07/09
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: PETERSON, MARK F. ATTY: IN PRO PER
RESP: PETERSON, ROBERTA

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until Proof of Service is filed. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 3/15/10.

41. 1:30 PM Case: CV35629 [S] SIMONS v SIMONS
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 04/13/09
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: C13937 , JD4851 , JD4852 ,
PETNR: SIMONS, PEGGY J. ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
RESP: SIMONS, JASON L. ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 05/22/09

Tentative Ruling: Respondent is ordered to serve and file a Preliminary and Final Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 2/22/10.

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42. 1:30 PM Case: CV35834 [S] ANDERSON v ANDERSON
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 06/22/09
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: ANDERSON, ANN F ATTY: TRIFILO, JOHN J. ESQ
RESP: ANDERSON, WILLIAM ROBERT
Service Date/Type: 06/29/09 PER 00/00/00

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 1:30 PM on 3/15/10.

43. 1:30 PM Case: CV35900 [S] TROTTER v TROTTER
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 07/16/09
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: TROTTER, AIMEE ATTY: IN PRO PER
DEFNDT: TROTTER, MICHAEL H

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until Proof of Service is filed. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 3/15/10.

44. **2:30 PM** Case: CV35113 [S] SOUZA v SOUZA
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 10/01/08
Event: SETTLEMENT CONFERENCE/TRIAL SETTING

PETNR: SOUZA, GLORIA J ATTY: AIROLA, STEVEN J ESQ
RESP: SOUZA, JAMES A ATTY: PAGE, HELEN O. ESQ
Service Date/Type: 10/28/08 PER Answer Date: 11/07/08

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

45. 2:30 PM Case: CV35573 [S] WILLIS v WILLIS
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 03/23/09
Event: SETTLEMENT CONFERENCE/TRIAL SETTING
RE CUSTODY & VISITATION

Related cases NOT on this calendar: CV35590 , C13958 , CV35846 ,
PETNR: WILLIS JR, JOHN S ATTY: IN PRO PER
MINOR: WILLIS MINORS P.D.: KEENE (P.D.), PATRICK M ESQ
RESP: WILLIS, SUSAN M ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 04/23/09

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.